IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

FRIDAY, THE 23RD MARCH 2007 / 2ND CHAITHRA 1929

WP(C).No. 9371 of 2007(N)

PETITIONERS:
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1. **MANOJ KUMAR, S/O. VELAYUDHAN,**
   PANANTHODAN HOUSE, KALLUR P.O.,
   TRICHUR DISTRICT.

2. **JAYADEVAN, S/O. GOPALAN NAIR,**
   VELUTHEDATHU HOUSE, KALLUR P.O.,
   TRICHUR DISTRICT.

BY ADV. SRI.B.S.SURESH (CHIRAKKARA).

RESPONDENTS:
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1. **STATE OF KERALA, REPRESENTED BY**
   SECRETARY, TAXES DEPARTMENT,
   SECRETARIAT, THIRUVANANTHAPURAM.

2. **SALES TAX OFFICER,**
   SALES TAX OFFICE, IRINJALAKKUDA.

BY SR. GOVT. PLEADER SRI. MOHAMMED RAFIQ.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 23/03/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.BALAKRISHNAN NAIR, J.

W.P.(C) NO. 9371 OF 2007-N

JUDGMENT

The petitioners are engaged in the cultivation of banana. They require wooden poles for giving support to the plantains. So, the petitioners have purchased 6000 poles from Tamil Nadu. They want to transport them to Kerala. In 2002 the 1st petitioner was permitted to transport 3000 wooden poles for the very same purpose, on the strength of Ext.P4 ownership certificate. The petitioners pray for the issuance of similar certificates for transporting the present consignment also. After filing Exts.P9 and P10 representations before the 2nd respondent, claiming the above relief, this Writ Petition is filed.

2. The learned Government Pleader, upon instructions, submitted that if the petitioners approach the 2nd respondent with Form 16 declarations under the K.V.A.T Rules, they will be duly counter-signed, if their claim is found to be genuine. This submission is recorded. The petitioners may move the 2nd respondent for counter-signature of Form 16 declarations. In that event the said officer will take a decision on their motion as expeditiously as possible, at any rate, within three days from the date of

submission of Form 16 declarations.

The Writ Petition is disposed of as above.

23rd March, 2007. K.BALAKRISHNAN NAIR, JUDGE.

Nm/